

Attorney Docket No: 1322.0046DIV

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Durward I. Faries, Jr. et al.

Serial No.: 10/849,251

Examiner: Unknown

Confirmation No.: 7420

Art Unit: 3762

Filed: May 20, 2004

For: Temperature Sensing Device for Selectively Measuring Temperature at Desired Locations Along an Intravenous Fluid Line

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**POWER BY ASSIGNEE
AND STATEMENT UNDER 37 C.F.R. §3.73(b)**

The Assignee of the entire right, title, and interest in the above-identified application hereby grants the registered practitioners of EDELL, SHAPIRO & FINNAN, LLC included in the Customer Number provided below power to act, prosecute, and transact all business in the U.S. Patent and Trademark Office in connection with this application, any applications claiming priority to this application, and any patents issuing therefrom.

The Assignee certifies that to the best of its knowledge and belief it is the owner of the entire right, title, and interest in and to the above-identified application as evidenced by:

- ☒ An assignment document, a copy of which is enclosed herewith;
- ☐ An assignment previously recorded in the U.S. Patent and Trademark Office at Reel ____, Frame ____.

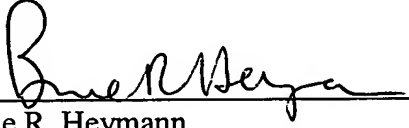
☒ Please direct all correspondence concerning this application to:

EDELL, SHAPIRO & FINNAN, LLC
1901 Research Boulevard, Suite 400
Rockville, MD 20850
(301) 424-3640

CUSTOMER NUMBER: 27896

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the Assignee.

Date: 8-9-04

Signature: 

Name: Bruce R. Heymann

Title: President

Company: Medical Solutions, Inc.

ASSIGNMENT

WHEREAS, we, Durward I. Faries, Jr., Bruce R. Heymann, Calvin Blankenship and David Hendrix, residing at 9801 Orient Express Court, Las Vegas, Nevada 89145, 9701 Woodland Glen Court, Vienna, Virginia 22182, 26 Bealls Lane, Frostburg, Maryland 21532 and 20878 Ivymount Terrace, Ashburn, Virginia 20147 respectively, have invented certain new and useful improvements in Temperature Sensing Device for Selectively Measuring Temperature at Desired Locations Along an Intravenous Fluid Line, for which a patent application for United States Letters Patent

_____ is attached hereto, assigned attorney docket number _____
X was filed on May 20, 2004 as United States Application Serial No. 10/849,251.

WHEREAS, Medical Solutions, Inc., a corporation of the State of Virginia, having a place of business at 3901 Centerview Drive, Suite L, Chantilly, Virginia 20151, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patent that may be granted therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, in consideration of the sum of ten dollars (\$10.00) and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, we have sold, assigned and transferred, and by these presents do sell, assign and transfer unto Medical Solutions, Inc. the full and exclusive right to said invention in the United States and its territorial possessions and in all foreign countries and the entire right, title and interest in and to any and all Letters Patent which may be granted thereon in the United States and its territorial possessions and in any and all foreign countries, and in and to any and all non-provisional applications, divisions, reissues, continuations and extensions thereof pertaining to said invention.

We hereby authorize and request the Patent and Trademark Office officials in the United States and in any and all foreign countries to issue any and all of said Letters Patent, when granted, to said Medical Solutions, Inc., as the assignee of the entire interest in and to the same, for the sole use and behalf of Medical Solutions, Inc., its successors and assigns.

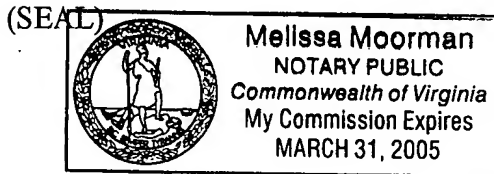
FURTHER, we agree that we will communicate to Medical Solutions, Inc., or its representatives, any facts known to us respecting said invention, and testify in any legal proceedings, sign all lawful papers, execute all non-provisional, divisional, continuation, substitution, renewal and reissue applications pertaining to said invention, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to Medical Solutions, Inc., make all rightful oaths and generally do everything possible to aid Medical Solutions, Inc., its successors and assigns, to obtain and enforce proper protection for said invention in the United States and in any and all foreign countries.

IN TESTIMONY WHEREOF, we have hereunto set our hands.

8-9-04
Date

Durward I. Faries, Jr.
Durward I. Faries, Jr.

On this 9th day of August, 2004 personally appeared before me the above named Durward I. Faries, Jr. to me known and known to me to be the person described in, and who executed, the foregoing instrument and acknowledged the same to be his free act and deed in and for the purposes set forth in said instrument.

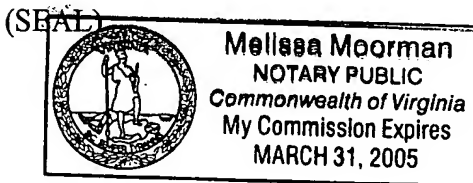


Melissa Moorman
NOTARY PUBLIC
My Commission Expires: 3-31-05

8-9-04
Date

Bruce R. Heymann
Bruce R. Heymann

On this 9th day of August, 2004, personally appeared before me the above named Bruce R. Heymann to me known and known to me to be the person described in, and who executed, the foregoing instrument and acknowledged the same to be his free act and deed in and for the purposes set forth in said instrument.

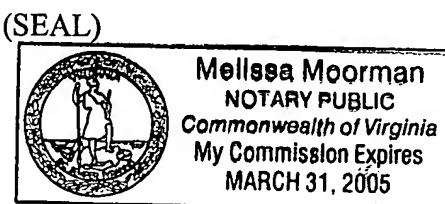


Melissa Moorman
NOTARY PUBLIC
My Commission Expires: 3-31-05

8-9-04
Date

Calvin Blankenship
Calvin Blankenship

On this 9th day of August, 2004, personally appeared before me the above named Calvin Blankenship to me known and known to me to be the person described in, and who executed, the foregoing instrument and acknowledged the same to be his free act and deed in and for the purposes set forth in said instrument.

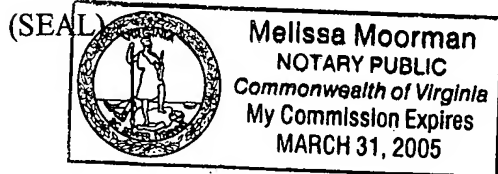


Melissa Moorman
NOTARY PUBLIC
My Commission Expires: 3-31-05

8-9-04
Date

David Hendrix
David Hendrix

On this 9th day of August, 2004, personally appeared before me the above named David Hendrix to me known and known to me to be the person described in, and who executed, the foregoing instrument and acknowledged the same to be his free act and deed in and for the purposes set forth in said instrument.



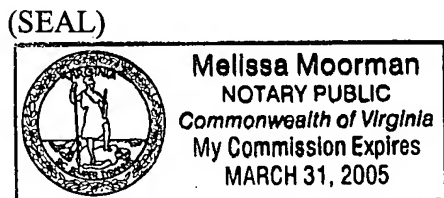
Melissa Moorman
NOTARY PUBLIC
My Commission Expires: 3-31-05

The foregoing Assignment is hereby accepted by Medical Solutions, Inc.

8-9-04
Date

Bruce R. Heymann
Bruce R. Heymann
President

On this 9th day of August, 2004, personally appeared before me the above named Bruce R. Heymann to me known and known to me to be the person described in, and who executed, the foregoing instrument and acknowledged the same to be his free act and deed in and for the purposes set forth in said instrument.



Melissa Moorman
NOTARY PUBLIC
My Commission Expires: 3-31-05